

The Gettysburg Borough Storm Water Authority

Meeting Minutes May 6, 2019

The meeting was called to order by Chairman Michael Malewicki at 5:32 p.m.

Authority members Michael Malewicki, John Lawver, Theodore Streeter and Wesley Heyser were present. Authority member Patricia Lawson was absent. Also present were Council President Susan Naugle, Manager Charles Gable, Solicitor Adam Boyer and Hillary Dunning from C.S. Davidson.

Chairman Michael Malewicki made brief opening remarks related to the topics of the evening, including rates, rules and regulations, the credit related to South Central Community Action Programs brownfield location and the billing of railroads.

Motion by Lawver, second by Streeter to approve the agenda.

There were no minutes to approve.

Public Comment:

Susan Naugle shared some notations that she had prepared related to the rates, rules and regulations.

Solicitor Adam Boyer commented that he observed a road crew at the bridge on York Street shoveling gravel and cinders into Rock Creek. These are practices that should not continue.

There was no additional public comment.

Current and old business:

Chairman Michael Malewicki led a review of the rates, rules and regulations:

Updates were discussed to clean up factual errors, such as the incorporation in 2018.

The appendices that are yet to be developed were mentioned.

A definition of structural best management practices will be added to the document.

Council President Susan Naugle questioned if an attorney was needed to send the letter regarding missed payments beyond the late payment date. The Gettysburg Municipal Authority does not involve an attorney until a lien is involved. The authority agreed that the borough staff could send this letter to be consistent with G.M.A.'s practices. There were concerns about the workload of sending these letters, but that will be an issue no matter if the borough or attorney send the letters.

A discrepancy between business and calendar days was noticed. All matters shall be referred to in calendar days.

The authority discussed the deposit of funds, and directed the solicitor to prepare a resolution that would identify the deposit location for the authority's funds, and to mirror the borough's fund balance policy.

There was a discussion about the square footage option for rain barrels, how it would be verified and how many square feet would be associated with 40 gallons of storage if that option were to be used.

There was a discussion about tree diameter vs. height for qualification. The authority members asked that clump species be covered by including a cumulative diameter of 1 inch, and to not use height as a qualification.

The document will be revised to reflect revisions for the next meeting on May 13, 2019.

A list of outstanding items, mostly involving appendices, are to be developed following the finalization of the language of the rates, rules and regulations.

The S.C.C.A.P. brownfield credit request was raised by Chairman Michael Malewicki. S.C.C.A.P. is seeking relief from some of the fee based upon their capped pavement area that came with the property when they acquired the land from Columbia Gas. Chairman Michael Malewicki stated that he had reviewed the property, found the lot to be lined, and questioned if S.C.C.A.P. might be receiving pavement for the use of these spaces. Information has been requested from S.C.C.A.P. that has yet to be received; there is concern that all information be received prior to granting such relief.

Concerns were raised about how this credit could impact other properties throughout the borough. Many properties have parking lots similar to this that are not on top of brownfield sites. There was concern expressed also about any unknown brownfield sites that may exist. There was concern also expressed that all of the other credits related to controlling rate and volume, in essence, practicing good behavior. Sympathy was expressed for S.C.C.A.P., but the implications were a concern. President Naugle mentioned that because of the contamination on site, it is desired that water not infiltrate that area. Chairman Michael Malewicki requested that S.C.C.A.P. identify what relief they would be requesting. The concept that brownfields are essentially unable to utilize structural B.M.P.s and similar should be considered. Granting 50% credit as a maximum for brownfields was proposed. This will be brought back at the next meeting, with the engineers to assemble a list of known brownfield sites that may be impacted.

Chairman Michael Malewicki raised this issue of railroads in the borough. The current budget calculations do not include the railroads because they were excluded from the Pollution Reduction Plan. Engineer Dunning spoke to how this carried over into the stormwater fee calculations. C.S. Davidson has considered the amount of area involved, and believes that it could impact the fee. Chairman Michael Malewicki proposed that the authority bill C.S.X. and the other railroads, and consider any appeals we may receive from the railroads.

The next meeting of the authority will be May 13 at 5:30 p.m.

There was no further public comment.

With no further business to discuss, Chairman Michael Malewicki accepted a motion to adjourn from Mr. Streeter, second by Mr. Lawver. The meeting adjourned at 6:46 p.m.

Minutes Approved on May 13, 2019

Respectfully submitted, Wesley K. Heyser, Secretary.